

TUESDAY, OCTOBER 2, 2001

A regular meeting of the Council of the City of Burbank was held in the Council Chamber of the City Hall, 275 East Olive Avenue, on the above date. The meeting was called to order at 5:00 p.m. by Mr. Kramer, Mayor.

CLOSED SESSION

Present- - - - Council Members Laurell, Murphy, and Kramer.
Absent - - - - Council Members Golonski and Ramos.
Also Present - Mr. Ovrom, City Manager; Mr. Barlow, City Attorney; Ms. Alvord, Assistant City Manager; and, Mrs. Sarquiz, City Clerk.

Oral Communications Mayor Kramer called for oral communications on Closed Session matters at this time.

Citizen Comment Appearing to comment was Howard Rothenbach, asking a question about why the Noise Variance hearing is on the agenda, and stating he had nothing to do with a flyer distributed last evening regarding Measure A.

5:06 P.M. Recess The Council recessed at this time to the Training Room, 1st Floor of City Hall Annex, 301 East Olive Avenue, to hold a Closed Session on the following:

- a. Conference with Legal Counsel – Existing Litigation:
Pursuant to Govt. Code §54956.9(a)
 1. **Name of Case:** In the matter of the application of Burbank-Glendale-Pasadena Airport Authority – Administrative (Variance) Hearing conducted by Cal Trans.
Case No.: OAH No. L-9701269
Brief description and nature of case: Administrative review of Airport noise variance standards.
 2. **Name of Case:** Kirst v. City of Burbank
Case No.: BC203061
Brief description and nature of case: Workplace harassment.
- b. Conference with Legal Counsel – Anticipated Litigation (City as possible plaintiff):
Pursuant to Govt. Code §54956.9(c)
Number of potential case(s): 1
- c. Conference with Legal Counsel – Anticipated Litigation (City as potential defendant):
Pursuant to Govt. Code §54956.9(b)(1)
Number of potential case(s): 2

- d. Conference with Labor Negotiator:
 Pursuant to Govt. Code §54957.6
Name of the Agency Negotiator: Management Services Director/John Nicoll
Name of Organization Representing Employee: International Brotherhood of Electrical Workers.
Summary of Labor Issues to be Negotiated: Contract for Fiscal Year 2001-2002.

- e. Conference with Real Property Negotiator:
 Pursuant to Govt. Code §54956.8
Agency Negotiator: Burbank Water and Power Assistant General Manager/Fred Fletcher
Property: Public rights-of-way
Parties With Whom City is Negotiating: Altrio Communications – Brenda Trainor
Terms Under Negotiation: Franchise Agreement.

Regular Meeting Reconvened in Council Chambers The regular meeting of the Council of the City of Burbank was reconvened at 6:47 p.m. by Mr. Kramer, Mayor.

Invocation The invocation was given by Reverend Tania Kleiman, Olive Branch Ministries.

Flag Salute The pledge of allegiance to the flag was led by Fire Chief Davis.

ROLL CALL

Present- - - - Council Members Golonski, Laurell, Murphy, Ramos and Kramer.

Absent - - - - Council Members None.

Also Present - Mr. Ovrom, City Manager; Mr. Barlow, City Attorney; and, Mrs. Sarquiz, City Clerk.

301-1 Burbank Chamber of Commerce Week Mayor Kramer presented a proclamation to Susan Bowers, Executive Director of the Burbank Chamber of Commerce, and Sunder Ramani, Burbank Chamber of Commerce President, in recognition of Burbank Chamber of Commerce Week to be celebrated October 1 through October 7, 2001.

301-1 Cultural Harmony Month Mayor Kramer presented a proclamation to Ray Regaldo, Los Angeles County Human Relations Commission, and Rudy Diaz, Burbank Human Relations Council, in honor of October as Cultural Harmony Month.

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301-1
Public Power
Week

Mayor Kramer presented a proclamation to Tom Jamentz, Burbank Water and Power Board Chair, in honor of Public Power Week to be celebrated October 7 through October 13, 2001. Mr. Simay, Burbank Water and Power Assistant General Manager, then introduced the Department's Lineman Rodeo Team (represented by three of the five members, Mike Campbell, Glenn Harrison and Tom Robideaux) who took sixth place out of 233 teams at the Annual Lineman's Rodeo in Kansas City, Missouri.

301-1
Recycle Center
"Keep
California
Beautiful"

Mayor Kramer presented an award to Hope McAloon, Recycling Specialist, in recognition of the honor bestowed upon Burbank by Sharon Davis, Governor Davis' wife, at the Keep California Beautiful Environmental Awards Luncheon held in Sacramento where Burbank was honored with the organization's first place award for its "Outstanding Environmental Achievement for Public Education in Government."

301-1
Kids Community
Clinic

Carol Nese, Kids Community Clinic Board Member, announced the reopening of the Kids Community Clinic, now located on the second floor of the Burbank Family YMCA, and invited the community to attend an open house on October 4, 2001 from 4:00 p.m. to 6:00 p.m. She then thanked the City for their participation in helping the Clinic reestablish their services to the children and families of Burbank.

301-1
Judge West
Presentation on
Court Reorg.

Judge West, Los Angeles County Superior Court, North Central District, said that the issue of Court reorganization has raised a considerable amount of concern on the part of the Council and the City and, as such, he noted that he is hopeful that he can give some background and information on what the courts are proposing, what is referred to as reorganization, what it really is, and why they are doing it.

He said the Courts reunified in February of 2000 as a result of Proposition 220 which was a ballot measure passed by the State populace that authorized courts to unify the superior and municipal courts. He said Los Angeles was one of the last Counties to unify courts in the state but noted that they were under considerable pressure from the State Judicial Council, Statewide organizations, and the legislature, to unify. He explained that unification is an effort to better serve the public and an effort to better serve the people who come to the

Courts with the facilities and the personnel they have. He noted that the notion for unification was that the Municipal and Superior Courts would no longer have the duplication of effort, would no longer have 28 separate Municipal Courts in Los Angeles and instead would have one unified Court which would provide services to all of the County.

Next, Judge West discussed that the Courts are under a mandate to realize the benefits of unification by better utilizing the facilities and personnel. He then noted that unification has done some things for the local courts: a new family law court was built; juvenile traffic citations were brought back into the District; a number of new bench officers have been brought into the Court; and, two full-time trial courts have been established in Burbank which previously could not have been established under the separate Superior Municipal Court cases.

He then stated that when he was before the Council in April, he mentioned that they would try and bring felony cases back to the District, and noted that was something that was contemplated by this Council, by their predecessors, and something that was desirous in the view of the City of Burbank. Following that presentation, he said the Presiding Judge of his Court, Jim Basque, instructed him to go back and re-evaluate the prospect of consolidating the General Civil Courts and Misdemeanor Courts. Within a week of that meeting, he noted that he met with staff from Burbank and Glendale to explain what he had been asked to do and why. He then noted that no final decision has been made as of this date but one is anticipated in late October or early November.

He then addressed the following issues that are driving realignment of the Courts: serious security issues in the City of Glendale Courthouse and they have been instructed by the Sheriff's Department that it is unsafe and should be closed; the lock-up in the Burbank Courthouse is a state of the art facility; parking issues in Glendale are and have been totally unacceptable for years; implementation of one trial jury service, a State mandated program that this Court must have in place by the end of this year, which has increased the number of jurors that are needed to staff the courts; and, public defenders and district attorneys that serve the courts both in Glendale and in Burbank are split up and two civil clerks' offices are fully staffed with all capabilities in Glendale and Burbank noting that, if combined, significant staffing, economies, and efficiencies could be made.

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Judge West concluded by outlining the proposal for Court reorganization: traffic, small claims, unlawful detainers, and family law will be kept in both courthouses; family law would stay in the Burbank Courthouse; general jurisdiction civil courts would be consolidated in Glendale; misdemeanor calendar courts would be consolidated in Burbank; felony preliminary hearings and trials in Burbank; and, limited jurisdiction civil cases are handled in Glendale. He then noted that unification has taken away the backlogs in all of the courts.

Motion
Additional
Agenda Item

It was moved by Mr. Laurell, seconded by Mrs. Ramos and carried that "Council action to approve a joint resolution stating Burbank's support and concern for the victims of the September 11, 2001 Tragedy, that Burbank Police Officer Joe Dean present the resolution to the New York Mayor and Police and Fire Departments when he visits on October 12, 2001, and that it be noted that there is a need to take immediate action and that the need for action came to the attention of the Council subsequent to the posting of the agenda."

Reporting on
Closed Session

Mr. Barlow reported on the items considered by the City Council and Redevelopment Agency. He then noted that the Closed Session meetings were continued to Tuesday, October 9, 2001 at 5:30 p.m. in the City Hall Annex Training Room, 301 East Olive Avenue.

406
Airport Authority
Commissioner
Report

Airport Commissioner Bill Wiggins reported that the Airport Authority had two Closed Session meetings this past week. Following the October 1, 2001 Closed Session meeting, he said it was publicly reported that the Authority took action to suspend all efforts on any Terminal Relocation Project until sufficient time has passed for the government and others to address the issues associated with the September 11, 2001 Tragedy. He noted that the three Burbank Commissioners abstained from the vote because they felt the following two items should have been added to the action: the Airport should have stated its commitment to the ongoing Part 161 Study for a curfew; and, that the parties that govern the Airport should be encouraged to continue discussions.

Next, he said that following the October 1, 2001 Closed Session meeting the Authority also announced their authorization to sell 22 acres of the 360 site (located in Los

Angeles) to Cabbot Industrial Partners noting they plan to construct two light industrial buildings on the site.

Lastly, Mr. Wiggins said that an outrageous allegation was made by Burbank resident Bob Etter at the September 25, 2001 Council meeting regarding his belief that Mr. Wiggins was deeded property in Hawaii by Mr. Boeckman, owner of a Ford dealership, and asking that Mr. Etter either bring evidence forward to prove his allegations or to publicly apologize for his statements noting it is a crime to make such false statements.

The City Council received the report.

First Period of
Oral
Communications

Mr. Kramer called for speakers for the first period oral communications at this time.

Citizen
Comment

Appearing to comment were Barry Burnett, representing the Burbank Association of Realtors, stating the Association has not taken a position on Measure A, and noting the Association's concern with a recent flyer that was distributed throughout the community which stated they were supportive of the Measure; Linda Crane, representing The Schutrum Piteo Foundation, stating her disappointment with the possible closure of an adult daycare facility at First Christian Church, and asking the Council to assist in this situation; Mark Barton, on concern with the presentation by Judge West, and asking for clarification of the names listed under the public officials on the television; C. L. Stack, stating the City Clerk should remain in her position until her term has ended; R. C. "Chappy" Czapiewski, presenting a request to the Council for any documents related to Measure A or the Restore Our Airport Rights (ROAR) initiative; Don Elsmore, stating he was not provided with information by the Public Works staff related to the installation of a signal at Verdugo and Clybourn; Esther Espinoza, on concern with a lack of minority representation in management positions in the City of Burbank; Dr. Theresa Karam, asking Council Member Murphy to state who she was referring to at last week's meeting regarding people making misrepresentations; and James Schad, stating he presented ballots from his neighbor to the City Clerk's Office and asking whether they will be counted.

Staff

Members of the Council and staff responded to questions

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Response raised.

Second Period of Oral Communications Mr. Kramer called for speakers for the second period oral communications at this time.

Citizen Comment Appearing to comment were Ann Marie McCartney, on the Rancho Providencia Neighborhood Protection Plan (RPNPP), stating the new changes have had positive effects on the area but noting some concerns were not addressed in the final recommendations of the Citizens Advisory Committee, and on concern that residents were not advised of the results of studies performed, stating some neighborhoods would have liked to consider speed humps due to traffic counts and speed, and asking that all concerns of the area be addressed; Jeff Rothenbach, playing a video of residents stating their support for Measure A; Howard Rothenbach, playing a video of residents stating their support for Measure A; Richard Duggan, playing a video of residents stating their support for Measure A; Elaine Jones, playing a video of residents stating their support for Measure A; Gregg Zimmerman, playing a video of residents stating their support for Measure A; Mark Barton, on concern with Measure A; R. C. "Chappy" Czapiewski, on concern with the Council's action on Measure A noting his belief they have been misleading to the community; Irma Loose, stating the Council and Authority should have no right to sell any of the land at the Airport, asking whether the Authority has postponed action on a new terminal project, and supporting Measure A; Roman Gora, stating the Airport plans have been delayed not cancelled and encouraging the Burbank voters to vote yes on Measure A and playing a video of people stating their support for Measure A; and Esther Espinoza, on concern with the lack of minority hiring in the City and the Youth Board appointments.

8:56 P.M. Recess The Council recessed at this time. The meeting reconvened at 9:10 p.m. with all members present.

Citizen Comment Continued Nancy Sherwood, stating Burbank needs to take control of the Airport and stating the need for a cap on flights and a curfew, and supporting Measure A; Don Elsmore, encouraging registered voters to vote yes on Measure A and to not be swayed by the Airport's recent claim to postpone the Terminal Project; Douglas Carlson, RPNPP Citizens Advisory Committee

(CAC) Chair, stating the CAC has been satisfied with the measures implemented, stating the CAC agreed that no mitigation measure on one street should negatively impact another street, on the need for all measures to be maintained but that the Council approve a prohibition of new speed humps noting the need for the entire traffic patterns of the area to be considered, and stating one problem that remains is traffic speed on the residential streets and asking the Council to support the CAC's recommendations to install traffic speed signs to address this issue; Dr. Theresa Karam, supporting Measure A and stating her belief that even if the Measure is litigated it will be upheld, and stating the Federal Aviation Administration has stated that the Terminal is safe but noting security measures will need to be taken as a result of the September 11, 2001 Tragedy; Jim Carlson, stating he lives on Lincoln Street, on concern with the actions of the RPNPP CAC members to address their own traffic problems but ignoring some of the other streets including his, and asking the Council to postpone any action until all residents have had an opportunity to provide input into the measures that were implemented; James Schad, asking whether there are standards for the speed humps, on concern with the current oral communication process, and encouraging the community to vote in the Special All-Mail Ballot Election on Measure A; Celeste Francis, encouraging the citizens to vote in the Special All-Mail Ballot Election on Measure A, and asking if the City cannot get all that Measure A promises, what will the stop-gap negotiations be and stating the real issue is how do people want the decisions to be made, by the electorate or the elected officials; and Mike Nolan, on concern with the sound in the Chamber, stating the City Attorney should look into the political material on Measure A that was distributed last evening and not the District Attorney, and opposing the Council Chambers being used on Election night which has caused the Council to not hold a meeting on October 9, 2001.

Staff
Response

Members of the Council and staff responded to questions raised.

9:46 P.M.
Recess

The Council recessed to permit the Redevelopment Agency to hold its meeting. The Council reconvened at 9:47 p.m. with all members present.

Motion

It was moved by Mrs. Murphy and seconded by Mrs. Ramos that "the following items on the consent calendar be approved as recommended."

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Minutes
Approved

The minutes for the adjourned meeting of August 9, 2001 and the regular meeting of August 14, 2001 were approved as submitted.

202-10
Youth Board
Appointments

A report was received from Mr. Flad, Parks, Recreation and Community Services Director, which stated that the Youth Board is comprised of 17 members with representation from each high school and middle school in the City. The report noted that all appointments are for a two-year term with school representatives and at-large appointments alternating expiration dates. At this time, eleven school positions are due for an appointment.

The report stated that each school was contacted and requested to provide the name of their respective representative. The report noted that applications were received from the following students and staff recommended appointment of each applicant:

Bellarmine Jefferson High School	Gean Aliaga
Burbank High School	Jenna Wilcox
John Burroughs High School	Brent Schackmann
Monterey High School	Bryan Larsen
Providence High School	Santosh Desai
Jordan Middle School	Bill Rena
Luther Burbank Middle School	Vanesa Mendez
John Muir Middle School	Deysey Ordonez
St. Finbar	Jeffrey Kurges
St. Francis Xavier	Michael Gasson
St. Robert Bellarmine	Aliza Vecchiarelli

The City Council approved the appointment of all high school and middle school representatives as submitted.

1207
701
1502
PSA W/Clifford
Dev. Group for
Buena Vista
Library/Lincoln
Park and
Chandler
Accessway
Project

RESOLUTION NO. 26,103:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF BURBANK AND CLIFFORD DEVELOPMENT GROUP, INC.

410
1502
MOU w/MTA to
Purchase
Alternative Fuel
Shuttle Buses

RESOLUTION NO. 26,104:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK AUTHORIZING THE ACCEPTANCE OF A \$305,000 GRANT FROM THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY FOR THE PURCHASE OF ACQUIRING ALTERNATIVE FUELED BUSES.

Staff was also directed to prepare an analysis of currently available bus technologies and equipment for Council consideration prior to beginning any procurement activity.

1007-1
1009-1
Establish Title of
Facilities
Manager

RESOLUTION NO. 26,105:
A RESOLUTION OF THE COUNCIL OF THE CITY OF BURBANK ESTABLISHING THE TITLE AND CLASSIFICATION OF FACILITIES MANAGER CTC #0276 AND PRESCRIBING CLASSIFICATION CODE NUMBER, SALARY, AND SPECIFICATION THEREOF.

Adopted The consent calendar was adopted by the following vote:

Ayes: Council Members Golonski, Laurell, Murphy, Ramos and Kramer.
Noes: Council Members None.
Absent: Council Members None.

402
202-6
902
Letter to FCC by
the Planning
Board

Emily Gabel Luddy, Planning Board Member, reported on the request for City Council approval of a letter to be sent to the Federal Communications Commission (FCC) requesting them to be vigilant in monitoring any negative impacts radio frequency radiation emissions from personal wireless service facilities may have on people. She said that recently the Planning Board reviewed an application for the installation of a cellular facility and found that the community is somewhat confused about the approval process because they expect the Board to be in a position to regulate them. She said that although local government does not have the authority to regulate such facilities, the Planning Board felt that the concerns of the community should be heard and decided that a letter to the FCC would be an appropriate vehicle to convey those concerns.

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Motion It was moved by Mrs. Murphy, seconded by Mr. Golonski and carried that "the draft letter be approved to the Federal Communications Commission."

1703
203
Rancho
Providencia
Neighborhood
Protection Plan
Final Report

Mr. Johnson, Traffic Engineer, reported that in January 1997, the City Council established a Citizens' Advisory Committee (CAC) for the Rancho Providencia neighborhood to study existing traffic and parking conditions, and develop appropriate measures to mitigate problems or identified problem areas. He noted that the Rancho Providencia study area is bounded by Buena Vista Street, Olive Avenue, Victory Boulevard, Main Street, and Alameda Avenue and incorporates approximately 800 homes, as well as Jordan Middle School.

He discussed that working together to solve the neighborhood traffic issues, area residents and City staff developed the following six-step process:

1. Treat the area as a whole, i.e., do not implement any measures on one street that would negatively impact adjacent streets;
2. Ensure full neighborhood support by surveying each street in the neighborhood to identify traffic problems/concerns from those responding;
3. Establish a CAC of concerned residents to work with City staff to identify issues and develop a neighborhood protection plan;
4. Conduct engineering analyses of traffic counts, turning movements and speed counts;
5. Identify potential options to mitigate identified issues; and,
6. Install only those mitigation measures supported by a majority of the neighborhood.

He said that following an 18-month period, the CAC held a total of 18 meetings, as well as two neighborhood-wide meetings, and mailed out questionnaires to obtain resident input regarding traffic issues. He said that based on this feedback, a comprehensive study was conducted to quantify existing traffic and parking conditions.

Following the completion of the study, he said the following improvements were proposed to the CAC and subsequently approved: installation of 14 medians at major street entrances to the neighborhood; decorative pedestrian crosswalks; parkway trees on Olive Avenue; the realignment of three intersections; commercial vehicle travel restrictions were implemented on Glenwood Place; parking restrictions were implemented on three residential streets north of Alameda

Avenue; two-way left-turn pocket was created along Verdugo Avenue; and landscaped median treatments were constructed on all streets.

Mr. Johnson said that after all improvements were completed, traffic volumes were counted in May 2001 with additional data collected in June 2001. He said that the counts identified that the majority of residential streets experienced a reduction in traffic volume, some by more than 50 percent. However, he noted that on the limited number of residential streets where increases in traffic volume occurred, the increases are still considered reasonable according to the City of Burbank General Plan Traffic Circulation Element and general standards for residential street traffic volumes.

He concluded by stating that on September 13, 2001, the Rancho Providencia CAC and staff met to discuss the final report and said that the CAC was recommending the following to the City Council: 1) Prohibit the installation of future speed humps in the Rancho Providencia area and as an alternative the CAC recommends changing the criteria for speed hump installation in the Rancho Providencia neighborhood to state: a) the impact on the entire neighborhood shall be considered; b) installation of reduce speed or similar signage shall be a preliminary measure; c) the 2/3 majority petition requirement shall be expanded to incorporate the residents of the streets adjacent to the street for which the petition is sponsored; d) whenever resident majority approval is achieved the engineering study required for final approval should be more stringent including traffic speed and traffic volume thresholds should be higher, and traffic speed and traffic volume thresholds must both be met to qualify; 2) Reduce traffic speed entering the residential neighborhood, maintain cobblestone effect at crosswalks with 3/4" lip, and install standard yellow traffic "Caution" signs; 3) Implement 25-mph speed limit on streets where 85-percentile speed is over 35-mph and paint street markings at approach from major arterials; 4) Maintain surrounding arterial streets and intersections to reduce cut-through traffic in residential neighborhoods; and, 5) Disband the Rancho Providencia CAC.

Motion

It was moved by Mr. Golonski, seconded by Mrs. Murphy and carried that "the following staff recommendations be approved and that staff be directed to allow any speed hump applications to be submitted to the Council, to look into the unique problems on Lincoln Street and that all neighborhood study residents be advised of final recommendations:

1. Evaluate speed hump installation applications in

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- accordance with existing City policy;
2. Per City Attorney's Office, ramp the ¼" lip on the crosswalk improvements;
3. Install 25 mph signs and pavement markings where 85th percentile speed is over 35 mph;
4. Maintain surrounding arterial streets and intersections to reduce cut-through traffic in residential neighborhoods; and,
5. Disband the Rancho Providencia CAC."

10:14 P.M.
Mrs. Ramos Left
the Meeting

Mrs. Ramos left the meeting at this time due to a conflict of interest with the following matter.

1702
1102
PD 2000-2
United Cerebral
Palsy Project
(600 S. San
Fernando Land-
Scape Plan

Ms. Tuncay, Principal Planner, reported on the request for City Council approval of the landscaping plan for the United Cerebral Palsy project (Planned Development No. 2000-2) that was approved by the City Council on June 6, 2000. She said the project, which authorized the construction of an 18-unit independent living complex for very low income disabled adults, was conditioned by the City Council when it was approved to require the applicant to receive approval of the final landscaping plans from the Council before a building permit for construction can be issued.

Cindy Lee, project landscape architect with Landshapes Principal, discussed the proposed landscape plan. She said it is a unique site because it is a residential project in an urban setting. She identified the various plants to be used at the project noting it will be lush, but stating they had to be cognizant of providing privacy for the tenants but not blocking their views.

Motion

It was moved by Mr. Golonski, seconded by Mrs. Murphy and carried with Mrs. Ramos absent that "the City Council approve the proposed landscape plans with the exception of requiring 36 inch box trees for the parkway trees and that staff be authorized to issue building permits as appropriate."

10:25 P.M.
Mrs. Ramos
Returned to the
Meeting

Mrs. Ramos returned to the meeting at this time.

404
Courthouse
Reorganization

Mr. Barlow reported that this evening Judge West outlined the various challenges facing the Court and noted that there have been a number of discussions held relating to the proposals to re-configure the courthouse assignments within the North Central District.

As a result of these discussions, he said that staff felt it would be helpful to provide the Council with an overview of the Courthouse Parking Structure Agreement between the County of Los Angeles and Burbank. He then noted the following highlights of the Agreement: the County has the right to use and rent 200 parking spaces within the facility; the County agreed that the use of its 200 parking spaces would be for a public parking facility for the Burbank Municipal and Superior Courts Building and any Successor Court in name or duties during normal working hours from 6:00 a.m. to 6:00 p.m., Monday through Friday ("For purposes of this Agreement, a Court shall only be considered to be a qualifying Successor Court if it has all of the powers and jurisdiction of the Superior Court as set forth in Article 6, Section 5 of the California Administrative Code, including original jurisdiction in all civil cases and proceedings, and all felony criminal cases."); and, the lease is terminable by the City if the County ceases to operate a Court or Successor Court.

Mr. Barlow explained that the City's intention as evidenced by the clear language of this Agreement is that the parking lease remain in effect only as long as a full service Court continued to operate in Burbank adjacent to the parking structure. He said that it is staff's opinion at this time that by assigning all criminal cases to the Burbank Courthouse and all civil cases to the Glendale Courthouse, the lease is terminable under the terms set forth in paragraphs 4 and 5. He further said that it is staff's position that the County has the right to only 200 spaces in the parking structure under the lease.

He stated that staff is seriously concerned that there has not been nearly enough forethought given by the Court to the impacts of this proposed reconfiguration. He said the City has made significant investments in a partnership with the Court and the County by building this \$5 million structure, and it appears that the City is now being punished for that foresight.

Mr. Barlow concluded by stating that since this report was prepared, staff has received a letter from the current administration disagreeing with the City's letter to the Presiding Judge. He said that another meeting has been set for October 18, 2001 and recommended that staff be directed to continue working with the Court in developing a plan to respond to the

Court's needs but that would maintain a full-service Court in Burbank.

Motion

It was moved by Mr. Laurell, seconded by Mrs. Murphy and carried that "staff be directed to continue working with the Court in developing a plan to respond to the Court's needs, but still maintaining a full-service Court in Burbank, and that staff further be directed to prepare a resolution for Council approval which states the Council's opposition to the Reorganization Plan and notes the detrimental effects this Plan will have on Burbank."

403
902
Adopt-A-
Highway Litter
Removal

Ms. Teaford, City Engineer, reported that the Public Works Department plans to participate in a program to provide supplemental Adopt-A-Highway (AA) litter removal on the California Department of Transportation's (Caltrans) freeway on-and off-ramps within the City. She noted that at the Departments Fiscal Year 2001-02 budget study session, the Council requested that staff return at a later Council meeting with a presentation on the program highlights.

She explained that the AAH program allows individuals, businesses, community organizations and governmental agencies to adopt two-mile sections of California highways, thereby assuming responsibility for litter removal of that portion four times per year.

Ms. Teaford discussed that all sections of 1-5 and SR-134 freeways, including all 30 on-and-off-ramps within the City have already been adopted. However, Caltrans has said that the City can enhance the existing efforts by participating in the supplemental litter removal program.

To allow the City to administer additional litter removal as needed, she said that Caltrans is willing to issue an encroachment permit to the City for entry into Caltrans rights-of-way along those portions of the 1-5 and SR-134 within City limits, including the on-and-off-ramps of particular concern. She noted that Public Works plans to contract with the California Highway Adoption Company (CHAC) recommended by Caltrans as satisfactorily performing similar work for other cities and businesses in the area.

Ms. Teaford discussed that CHAC charges up to \$100 for litter removal with a two-ramp minimum per cleaning. With an available budget of \$10,000, she said that each of the 30 on-and off-ramps could receive up to three additional cleanings per year on average. She noted that since this program is designed

to operate on an as-needed basis, a more likely scenario is that high-volume, highly littered ramps would generally receive more supplemental cleanings than their lower-volume, less-littered counterparts.

The City Council noted and ordered the report filed.

- 900 Vice Mayor Laurell discussed that since he just found out that
402 Burbank Police Officer Joe Dean will be visiting the site of the
305 September 11, 2001 Tragedy in New York on October 12,
2001, he thought it would be appropriate for the City Council
Resolution to send a resolution honoring the memory of all safety officers
Honoring the to express sincere gratitude to the safety officers and rescue workers involved in
Memory of the the continued rescue operation.
Victims of the
September 11,
2001 Tragedy
- Motion It was moved by Mr. Laurell, seconded by Mrs. Murphy and
carried that "staff be directed to prepare a resolution to be
signed by the entire City Council honoring the memory of all
safety officers who lost their lives in the rescue mission
following the September 11, 2001 Tragedy and also expressing
gratitude to the safety officers who have continued in the
rescue operation."
- 10:46 P.M. The Redevelopment Agency meeting was reconvened at this
Reconvene time.
Redev. Agency
Meeting
- Third Period of Mr. Kramer called for the third period of oral communications at
Oral this time.
Communication
- Citizen Appearing to comment were Irma Loose, supporting Measure
Comment A, and on concern that the Council is not supportive of quality
of life issues regarding the Airport; Celeste Francis, stating her
belief that the choice related to the negotiation process for the
Airport issue is either to be handled by the voters or the
Council noting that is the crux of Measure A; Ken Hoaglund,
stating the City Council should be descriptive when they state
that Measure A is flawed and vague; Irene Lukumski, stating
she participated on the Rancho Providencia Neighborhood
Protection Plan Citizens' Advisory Committee, thanking the
Council and City for their support of this Plan and suggesting
this Plan be used as a model example as a cohesive, well

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thought out plan; and Mike Nolan, asking the Council to justify why they are not having a Council meeting on October 9, 2001.

Staff
Response

Members of the Council and staff responded to questions raised.

301-2
Memorial
Adjournment

There being no further business to come before the Council, the meeting was adjourned at 11:04 p.m. in memory of Norm Clemons.

Judie Sarquiz, City Clerk

APPROVED NOVEMBER 13, 2001

Mayor of the Council
of the City of Burbank